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December 24, 2007

VIA FAXSIMILE (212-805-6382)

Honorable Victor Marrero  
United States District Court for the Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St., Room 660  
New York, NY 10007

**Re:** *Nicole Miller, Ltd. v. Boston Proper, Inc., et al., 07 Civ. 9894 (VM)*

Dear Judge Marrero:

We are counsel to plaintiff, Kobra International, Ltd. d/b/a Nicole Miller, Ltd. ("Nicole Miller") in the above-referenced action. We are writing in response to Defendant's letter of December 20, 2007 requesting that the Court deny Plaintiff's Application for Entry of Default dated December 13, 2007.

Plaintiffs respectfully oppose Defendant's request. Plaintiff submits that its Application for Clerk's Entry of Default complied with the requirements of Federal Rule of Civil Procedure 55(a) and Local Rule 55.1 (Certificate of Default). Contrary to Defendant's assertions in its letter, Plaintiffs have not yet filed for a Default Judgment under Local Rule 55.2.

Respectfully,

Deidre Blocker

cc: Lansing R. Palmer, Esq. (212-880-8965)

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Request for entry of default judgment filed by Plaintiff dated 12-13-07 D.F.W.I.E.D.  
Defendants are directed to answer or otherwise respond to the complaint within five (5) days of this Order.  
SO ORDERED: